

ORIGINAL

UNITED STATES COURT OF APPEALS

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

FOR THE NINTH CIRCUIT

OCT 13 2006

AJ

at 2 o'clock and 10 min. P.M.  
SUE BEITIA, CLERK

TONI FEIBUSCH,

Plaintiff - Appellant,

V.

INTEGRATED DEVICE  
TECHNOLOGY, INC. EMPLOYEE  
BENEFIT PLAN,

Defendant,

And

SUN LIFE ASSURANCE CO OF  
CANADA,

Defendant - Appellee.

No. 04-16501

D.C. No. CV-03-00265-SOM

**JUDGMENT**

Appeal from the United States District Court for the District of Hawaii  
(Honolulu).

This cause came on to be heard on the Transcript of the Record from the  
United States District Court for the District of Hawaii (Honolulu) and was duly  
submitted.

On consideration whereof, it is now here ordered and adjudged by this  
Court, that the judgment of the said District Court in this cause be, and hereby is  
**REVERSED, REMANDED.**

Filed and entered 09/07/06

---

A TRUE COPY  
CATHY A. CATTERSON  
Clerk of Court  
ATTEST  
  
OCT - 2 2006  
by *Pamela Brown*  
Deputy Clerk